

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, DC 20554

FLORIDA CABLE  
TELECOMMUNICATIONS  
ASSOCIATION, INC.;  
COMCAST CABLEVISION OF  
PANAMA CITY, INC.;  
MEDIACOM SOUTHEAST, L.L.C.;  
AND COX COMMUNICATIONS  
GULF COAST, L.L.C.,

Complainants,

v.

GULF POWER COMPANY,

Respondent.

**RECEIVED**

DOCKET FILE COPY ORIGINAL  
SEP 7 2005

Federal Communications Commission  
Office of the Secretary

E.B. Docket No. 04-381

To: Office of the Secretary  
Attn.: The Honorable Richard L. Sippel  
Chief Administrative Law Judge

**RESPONSE OF THE ENFORCEMENT BUREAU TO  
COMPLAINANTS' MOTION TO DISMISS**

Pursuant to the Presiding Judge's August 5, 2005, *Order*,<sup>1</sup> the Enforcement Bureau ("Bureau") files this Response to the Complainants' Motion to Dismiss.<sup>2</sup>

The Bureau has carefully reviewed the pleadings submitted by the Complainants and the Respondent, Gulf Power Company. The Bureau believes that the parties have

<sup>1</sup> *Order*, E.B. Docket No. 04-381 (rel. Mar. 18, 2005) ("*Order*").

<sup>2</sup> Gulf Power's Motion for Extension of Time, E.B. Docket No. 04-381 (filed Mar. 23, 2005) ("*Motion*").

No. of Copies rec'd 0+4  
List A B C D E

discussed in their briefs all of the relevant issues raised in the Motion. Therefore, the Bureau has no additional comments.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "James W. Shook", with a stylized flourish at the end.

James W. Shook  
Lisa B. Griffin  
Rhonda J. Lien  
Enforcement Bureau  
Federal Communications Commission  
445 12<sup>th</sup> Street SW  
Washington, D.C. 20554  
(202) 418-7330

September 7, 2005

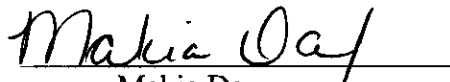
CERTIFICATE OF SERVICE

Makia Day, staff assistant in the Enforcement Bureau's Investigations and Hearings Division, certifies that she has on this 7<sup>th</sup> day of September, 2005, sent by first class United States mail, facsimile or by hand copies of the foregoing "Response of the Enforcement Bureau to Complainants' Motion to Dismiss" to:

J. Russell Campbell  
Eric B. Langley  
Jennifer M. Buettner  
Balch & Bingham LLP  
1710 Sixth Avenue North  
Birmingham, AL 35203-2015

Ralph A. Peterson  
Beggs & Lane LLP  
P. O. Box 12950  
Pensacola, FL 32591-2950

John D. Seiver  
Brian M. Josef  
Cole, Raywid & Braverman LLP  
1919 Pennsylvania Ave , N.W., Suite 200  
Washington DC 20006

  
Makia Day